

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
ABERDEEN DIVISION**

WENDELL DUNCAN

PLAINTIFF

v.

No. 1:20MC4-MPM

PELICIA E. HALL, ET AL.

DEFENDANTS

**ORDER DISMISSING CASE UNDER
AND PRIOR SANCTIONS ORDER**

This matter is before the court, *sua sponte*, for consideration of dismissal. Wendell Duncan, an inmate in the custody of the Mississippi Department of Corrections, has submitted a complaint *pro se* under 42 U.S.C. § 1983, along with an application to proceed *in forma pauperis*. As a result of frivolous or meritless case filings, by order of this court dated February 12, 1997, in, *Duncan v. Dawson, et al.*, cause number 4:96CV190, Wendell Duncan was barred from filing *in forma pauperis* cases under 28 U.S.C. § 1915(g). Thus, he may not file a new cause of action without paying the filing fee or demonstrating he is in imminent danger of serious physical injury.

Indeed, Mr. Duncan has been a frequent filer of meritless cases in this court over the course of many years. The court has imposed monetary sanctions totaling \$650 in various cases over the years – and told Mr. Duncan that he may not file another case in this court until he pays the sanction. *See Duncan v. Armstrong*, 4:01MC5-JAD.

SO ORDERED, this, the 13th day of March, 2020.

/s/ MICHAEL P. MILLS
UNITED STATES DISTRICT JUDGE
NORTHERN DISTRICT OF MISSISSIPPI